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PTO/SB/21 (08-00)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/966,849
Filing Date	September 28, 2001
First Named Inventor	NAIR, MALATHY
Group Art Unit	1761
Examiner Name	Leslie A. Wong
Attorney Docket Number	5488USA

Total Number of Pages in This Submission 3

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Restriction Requirement
Remarks _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	GENERAL MILLS, INC. Annette M. Frawley
Signature	<i>Annette M. Frawley</i>
Date	15 July 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:			
Typed or printed name	Brenda K. Popp	Date	July 15, 2003
Signature	<i>Brenda K. Popp</i>		

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Appl. No. 09/966,849
Restriction Requirement Response Dated 15 July, 2003
Reply to Office Action of June 30, 2003



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#7
7-25-03

Appl. No. : 09/966,849
Applicant : Nair et al.
Filed : 28 September 2001
Title : Whipped Yogurt Products and Method of Preparation

TC/A.U. : 1761
Examiner : Leslie Wong

Docket No. : 5488

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Restriction Requirement mailed June 30, 2003, Applicant provisionally elects, with traverse, the invention of Group II. However, Applicant reserves the right to later file continuations or divisionals directed to the non-elected invention.

The Restriction Requirement is traversed on the basis that examining the process of making and product made together places no extra burden on the PTO, because the search for the process of making would cover all the classes/subclasses as the searches for the product made. If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it may include claims to distinct or independent inventions. MPEP 803. Restriction Requirements are optional in all cases. MPEP 803.

The Examiner is invited to contact Applicant (763) 764-4158 if there are any questions regarding this Response or if prosecution of this application may be assisted thereby.

Appl. No. 09/966,849
Restriction Requirement Response Dated 15 July, 2003
Reply to Office Action of June 30, 2003

Respectfully submitted,

GENERAL MILLS, INC.

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Name

Brenda K. Popp
Brenda K. Popp

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